

**ORIGINAL**

**FILED**

August 2 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

Robert L. Deschamps, III  
District Court Judge  
Department No. 2  
Missoula County Courthouse  
Missoula, Montana 59802  
(406) 258-4772

**FILED**

AUG 02 2010

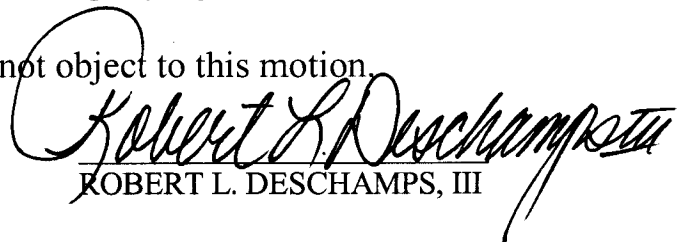
*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

**IN THE SUPREME COURT OF THE STATE OF MONTANA**

**No. OP 10-0345**

<p>M.B.J. and J.P.J.,</p> <p>Petitioner,</p> <p>vs.</p> <p>THE MONTANA FOURTH JUDICIAL DISTRICT COURT, DEPARTMENT 2, The HONORABLE ROBERT DESCHAMPS, III,</p> <p>Respondent.</p>	<p>MOTION FOR EXTENSION OF TIME TO FILE SUMMARY RESPONSE</p>
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Pursuant to this Court's Order issued July 27, 2010, the Respondent's Summary Response shall be filed no later than August 16, 2010. Due to circumstances beyond his control, the Respondent moves the Court for an order allowing him to file his Summary Response no later than August 27, 2010. This motion is supported by the accompanying affidavit. The Petitioners have been contacted and do not object to this motion.

  
ROBERT L. DESCHAMPS, III

cc: Kerry Newcomer

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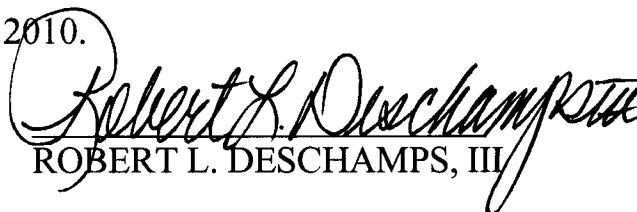
<p>M.B.J. and J.P.J.,</p> <p>Petitioner,</p> <p>vs.</p> <p>THE MONTANA FOURTH JUDICIAL DISTRICT COURT, DEPARTMENT 2, The HONORABLE ROBERT DESCHAMPS, III,</p> <p>Respondent.</p>	<p>AFFIDAVIT</p>
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I, Respondent Robert L. Deschamps, III, move the Court for an extension of time in which to file my Summary Response in this action. I am seeking an order allowing me until August 27, 2010 to file my Response. The reason for this motion is that I am scheduled for full days in court every working day until August 11<sup>th</sup> and am personally committed each weekend until August 14<sup>th</sup> with out-of-state relatives visiting as well as a trip to Portland, Oregon to help my daughter move.

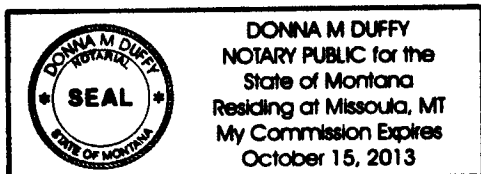
Second, my law clerk, Charlotte Beatty, who will assist in researching and drafting my Response, will be on vacation from August 9 – 13, 2010. Specifically she will be attending a CAN/AM hockey camp which she registered for several months ago. She and her family have purchased plane tickets and rented a house in Las Vegas for the week. It would be unduly burdensome to ask her to cancel her vacation. We will be unable to file a comprehensive, well-researched Response until after her return.

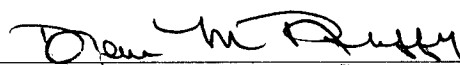
Based on the foregoing, I am seeking an extension of time until August 27, 2010 to file my Response. Petitioners do not object.

DATED this 30th day of July, 2010.

  
ROBERT L. DESCHAMPS, III

State of MONTANA  
County of MISSOULA  
SIGNED AND SWORN (OR AFFIRMED) to  
before me on July 30, 2010, by  
Robert L Deschamps III.



  
Notary Public for the State of MONTANA  
Printed name of notary DONNA M. DUFFY  
Title or rank: Notary Public  
Residing at Missoula  
My Commission Expires: 10-15-2013

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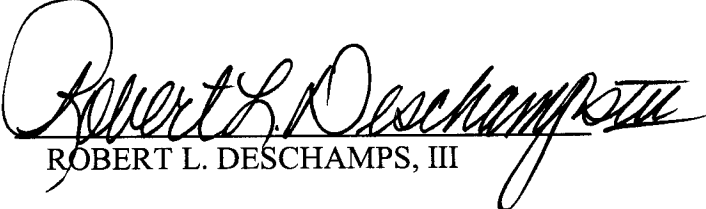
**IN THE SUPREME COURT OF THE STATE OF MONTANA**

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<p>M.B.J. and J.P.J.,</p> <p>Petitioner,</p> <p>vs.</p> <p>THE MONTANA FOURTH JUDICIAL DISTRICT COURT, DEPARTMENT 2, The HONORABLE ROBERT DESCHAMPS, III,</p> <p>Respondent.</p>	<p>CERTIFICATE OF SERVICE</p>
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I, Robert L. Deschamps, III, hereby certify that a true and correct copy  
of my Motion for an Extension was served the 30th day of July, 2010 by  
depositing the same in the U.S. Mail with postage pre-paid, to:

Kerry Newcomber  
1821 Harve Avenue  
Missoula, Montana 59801

  
ROBERT L. DESCHAMPS, III